

PATENT

DOCKET NO.: DM-6964C (BMS-2595)
Application No.: 10/786,992
Office Action Dated: April 1, 2005

REMARKS


Following entry of the instant amendment, Claims 10, 13 and 14 will be pending.

In the Office Action dated April 1, 2005, the allowance of Claim 10 was withdrawn in view of several references. Claim 10 has been amended by adding provisos to exclude the compounds disclosed in the cited references. Claims 13 and 14 have been added.

Applicants were requested to elect a single species, and present a claim to same for further prosecution. Applicants hereby elect the species 4-(2,5-dimethyl-4-methoxy)phenyl-5-methylisoxazole, as described, for example, in Example 7. All three of pending claims 10, 13 and 14 read on the elected species. It is Applicants' understanding that the election of species is to facilitate the Examiner's search, and that upon a finding that the elected species is allowable, the search will be expanded to the full scope of the generic claims.

Applicants believe the foregoing constitutes a complete response to the Office Action, and that no further issues remain with regard to the amended claims. Accordingly, a Notice of Allowance for Claims 10, 13 and 14 is requested respectfully.

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